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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-10-279 VRW
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER TO CONTINUE STATUS
v.)	CONFERENCE & EXCLUDE TIME
)	
ALFONSO AMADOR ALVAREZ)	
)	
Defendant.)	
)	

The parties jointly request that, subject to the Court's approval, the status conference presently set for June 24, 2010 be continued to ^{August 12} ~~July 22~~, 2010 at 2:00pm.

Defendant Alfonso Amador Alvarez is charged with one count of illegal reentry after deportation in violation of 8 U.S.C. § 1326. When he last appeared before the Court on May 27, 2010, the parties informed the Court that they were attempting to negotiate a resolution of this case and hoped to have it resolved by now. Unfortunately, the parties have yet to come to an agreement, but are hopeful that they will be able to do so. Rather than conduct a status conference where little, if anything, will happen, the parties request that the matter be continued.

Based on the availability of counsel, the parties jointly request that this Court continue the hearing to ^{Aug. 12} ~~July 22~~ at 2:00pm. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from June 24, 2010 to ^{August 12} ~~July 22~~, 2010, given the need for both parties to

have a reasonable opportunity for effective preparation.

Based upon the representation of counsel and for good cause shown, the Court finds that failing to exclude the time from June 24, 2010 to ^{Aug. 12} ~~July 22~~, 2010 would unreasonably deny the defendant and his counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds ^{Aug. 12} that the ends of justice served by excluding the time from June 24, 2010 to ~~July 22~~, 2010 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time from June 24, 2010 to ^{August 12} ~~July 22~~, 2010 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO STIPULATED.

June 22, 2010
DATED


/s/
PATRICIA SPALETTA
Assistant United States Attorney

June 22, 2010
DATED

/s/
JODI LINKER
Assistant Federal Public Defender

IT IS SO ORDERED.

6/22/2010
DATED


Judge Vaughn R Walker
Chief United States District Judge